

114TH CONGRESS
1ST SESSION

S. 665

IN THE HOUSE OF REPRESENTATIVES

MAY 5, 2015

Referred to the Committee on the Judiciary

AN ACT

To encourage, enhance, and integrate Blue Alert plans throughout the United States in order to disseminate information when a law enforcement officer is seriously injured or killed in the line of duty, is missing in connection with the officer's official duties, or an imminent and credible threat that an individual intends to cause the serious injury or death of a law enforcement officer is received, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Rafael Ramos and
5 Wenjian Liu National Blue Alert Act of 2015”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) COORDINATOR.—The term “Coordinator”
9 means the Blue Alert Coordinator of the Depart-
10 ment of Justice designated under section 4(a).

11 (2) BLUE ALERT.—The term “Blue Alert”
12 means information sent through the network relat-
13 ing to—

14 (A) the serious injury or death of a law en-
15 forcement officer in the line of duty;

16 (B) an officer who is missing in connection
17 with the officer’s official duties; or

18 (C) an imminent and credible threat that
19 an individual intends to cause the serious injury
20 or death of a law enforcement officer.

21 (3) BLUE ALERT PLAN.—The term “Blue Alert
22 plan” means the plan of a State, unit of local gov-
23 ernment, or Federal agency participating in the net-
24 work for the dissemination of information received
25 as a Blue Alert.

1 (4) LAW ENFORCEMENT OFFICER.—The term
2 “law enforcement officer” shall have the same mean-
3 ing as in section 1204 of the Omnibus Crime Con-
4 trol and Safe Streets Act of 1968 (42 U.S.C.
5 3796b).

6 (5) NETWORK.—The term “network” means
7 the Blue Alert communications network established
8 by the Attorney General under section 3.

9 (6) STATE.—The term “State” means each of
10 the 50 States, the District of Columbia, Puerto Rico,
11 the United States Virgin Islands, Guam, American
12 Samoa, and the Commonwealth of the Northern
13 Mariana Islands.

14 SEC. 3. BLUE ALERT COMMUNICATIONS NETWORK.

15 The Attorney General shall establish a national Blue
16 Alert communications network within the Department of
17 Justice to issue Blue Alerts through the initiation, facilita-
18 tion, and promotion of Blue Alert plans, in coordination
19 with States, units of local government, law enforcement
20 agencies, and other appropriate entities.

21 SEC. 4. BLUE ALERT COORDINATOR; GUIDELINES.

22 (a) COORDINATION WITHIN DEPARTMENT OF JUS-
23 TICE.—The Attorney General shall assign an existing offi-
24 cer of the Department of Justice to act as the national
25 coordinator of the Blue Alert communications network.

1 (b) DUTIES OF THE COORDINATOR.—The Coordin-
2 ator shall—

3 (1) provide assistance to States and units of
4 local government that are using Blue Alert plans;

5 (2) establish voluntary guidelines for States and
6 units of local government to use in developing Blue
7 Alert plans that will promote compatible and inte-
8 grated Blue Alert plans throughout the United
9 States, including—

10 (A) a list of the resources necessary to es-
11 tablish a Blue Alert plan;

12 (B) criteria for evaluating whether a situa-
13 tion warrants issuing a Blue Alert;

14 (C) guidelines to protect the privacy, digni-
15 ty, independence, and autonomy of any law
16 enforcement officer who may be the subject of
17 a Blue Alert and the family of the law enforce-
18 ment officer;

19 (D) guidelines that a Blue Alert should
20 only be issued with respect to a law enforce-
21 ment officer if—

22 (i) the law enforcement agency in-
23 volved—

24 (I) confirms—

1 (aa) the death or serious in-
2 jury of the law enforcement offi-
3 cer; or

4 (bb) the attack on the law
5 enforcement officer and that
6 there is an indication of the
7 death or serious injury of the of-
8 ficer; or

(II) concludes that the law enforcement officer is missing in connection with the officer's official duties;

12 (ii) there is an indication of serious
13 injury to or death of the law enforcement
14 officer;

(iv) there is sufficient descriptive information of the suspect involved and any relevant vehicle and tag numbers;

20 (E) guidelines that a Blue Alert should
21 only be issued with respect to a threat to cause
22 death or serious injury to a law enforcement of-
23 ficer if—

1 (i) a law enforcement agency involved
2 confirms that the threat is imminent and
3 credible;

4 (ii) at the time of receipt of the
5 threat, the suspect is wanted by a law en-
6 forcement agency;

7 (iii) the suspect involved has not been
8 apprehended; and

9 (iv) there is sufficient descriptive in-
10 formation of the suspect involved and any
11 relevant vehicle and tag numbers;

12 (F) guidelines—

13 (i) that information should be pro-
14 vided to the National Crime Information
15 Center database operated by the Federal
16 Bureau of Investigation under section 534
17 of title 28, United States Code, and any
18 relevant crime information repository of
19 the State involved, relating to—

20 (I) a law enforcement officer who
21 is seriously injured or killed in the
22 line of duty; or

23 (II) an imminent and credible
24 threat to cause the serious injury or
25 death of a law enforcement officer;

(ii) that a Blue Alert should, to the maximum extent practicable (as determined by the Coordinator in consultation with law enforcement agencies of States and units of local governments), be limited to the geographic areas most likely to facilitate the apprehension of the suspect involved or which the suspect could reasonably reach, which should not be limited to State lines;

(iii) for law enforcement agencies of States or units of local government to develop plans to communicate information to neighboring States to provide for seamless communication of a Blue Alert; and

(iv) providing that a Blue Alert should be suspended when the suspect involved is apprehended or when the law enforcement agency involved determines that the Blue Alert is no longer effective and

(G) guidelines for—

(i) the issuance of Blue Alerts through the network; and

(ii) the extent of the dissemination of alerts issued through the network;

17 (5) establish an advisory group to assist States,
18 units of local government, law enforcement agencies,
19 and other entities involved in the network with initi-
20 ating, facilitating, and promoting Blue Alert plans,
21 which shall include—

(A) to the maximum extent practicable, representation from the various geographic regions of the United States; and

(B) members who are—

(i) representatives of a law enforcement organization representing rank-and-file officers;

(ii) representatives of other law enforcement agencies and public safety communications;

(iii) broadcasters, first responders, dispatchers, and radio station personnel; and

(iv) representatives of any other individuals or organizations that the Coordinator determines are necessary to the success of the network;

(6) act as the nationwide point of contact for—

(A) the development of the network; and

(B) regional coordination of Blue Alerts
through the network; and

(7) determine—

(A) what procedures and practices are in use for notifying law enforcement and the public when—

(i) a law enforcement officer is killed or seriously injured in the line of duty;

(iii) an imminent and credible threat
to kill or seriously injure a law enforcement officer is received; and

(B) which of the procedures and practices are effective and that do not require the expenditure of additional resources to implement.

10 (c) LIMITATIONS.—

(B) include standards that specifically provide for the protection of the civil liberties, including the privacy, of law enforcement officers who are seriously injured or killed in the line of duty, is missing in connection with the officer's official duties, or who are threatened with death or serious injury, and the families of the officers.

16 (d) COOPERATION WITH OTHER AGENCIES.—The
17 Coordinator shall cooperate with the Secretary of Home-
18 land Security, the Secretary of Transportation, the Chair-
19 man of the Federal Communications Commission, and ap-
20 propriate offices of the Department of Justice in carrying
21 out activities under this Act.

22 (e) RESTRICTIONS ON COORDINATOR.—The Coordin-
23 ator may not—

1 (2) lobby any officer of a State regarding the
2 funding or implementation of a Blue Alert plan; or
3 (3) host a conference focused solely on the Blue
4 Alert program that requires the expenditure of Fed-
5 eral funds.

6 (f) REPORTS.—Not later than 1 year after the date
7 of enactment of this Act, and annually thereafter, the Co-
8 ordinator shall submit to Congress a report on the activi-
9 ties of the Coordinator and the effectiveness and status
10 of the Blue Alert plans that are in effect or being devel-
11 oped.

Passed the Senate April 30, 2015.

Attest:

JULIE E. ADAMS,

Secretary.